TITLE 327 WATER POLLUTION CONTROL BOARD

IDEM'S SUGGESTED CHANGES FOR ADOPTION AT THE SECOND PUBLIC HEARING
LSA Document #06-573

Revisions made by LSA under the Administrative Rules Drafting Manual (IC 4-22-8-4(a) (2)) and incorporated into the posted version (LSA Document #06-573, posted September 12, 2007, DIN: 20070912-IR-327060573PRA) have been made in the version of the rule presented to the board for final adoption.

1. Page 11   327 IAC 2-1-6(d)(3)(B)
                 Insert "**, except that in cases where there are at least ten (10) samples at a given site, up to ten percent (10%) of the samples may exceed two hundred thirty-five (235) cfu or mpn per one hundred (100) milliliters where:**" after "in a thirty (30) day period"

2. Page 11   327 IAC 2-1-6(d)(3)(B)(i)
                 Insert item (i) to read as follows: "**the E. coli exceedances are incidental and attributable solely to E. coli resulting from the discharge of treated wastewater from a wastewater treatment plant as defined at IC 13-11-2-258; and**"

3. Page 11   327 IAC 2-1-6(d)(3)(B)(ii)
                 Insert item (ii) to read as follows: "**(ii) the criterion in clause (A) is met.**"

4. Page 11   327 IAC 2-1-6(d)(3)(B)
                 Insert "**However, a single sample shall be used for making beach notification and closure decisions.**" after newly inserted item (ii)

5. Page 12   327 IAC 2-1-6(d)(5)(B)
                 Delete "**when not less than ten (10) samples are taken and analyzed for E. coli**"

6. Page 25   327 IAC 2-1.5-8(e)(3)(B)
                 Insert "**, except that in cases where there are at least ten (10) samples at a given site, up to ten percent (10%) of the samples may exceed two hundred thirty-five (235) cfu or mpn per one hundred (100) milliliters where:**" after "in a thirty (30) day period"

7. Page 25   327 IAC 2-1.5-8(e)(3)(B)(i)
                 Insert item (i) to read as follows: "**the E. coli exceedances are incidental and attributable solely to E. coli resulting from the discharge of treated wastewater from a wastewater treatment plant as defined at IC 13-11-2-258; and**"

8.   Page 25   327 IAC 2-1.5-8(e)(3)(B)(ii)
Insert item (ii) to read as follows: "**(ii) the criterion in clause (A) is met.**"

9.   Page 25   327 IAC 2-1.5-8(e)(3)(B)
Insert "**However, a single sample shall be used for making beach notification and closure decisions.**" after newly inserted item (ii)

10.   Page 25   327 IAC 2-1.5-8(e)(5)(B)
Delete "**when not less than ten (10) samples are taken and analyzed for E. coli**"